

**State of California
Office of Administrative Law**

In re:
Government Operations Agency

Regulatory Action:

Title 02, California Code of Regulations

Adopt sections:

Amend sections: 59780

Repeal sections:

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

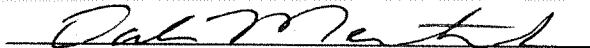
OAL Matter Number: 2023-0118-02

OAL Matter Type: File and Print Only (FP)

This action amends Appendix A of the Government Operations Agency's Conflict-of-Interest Code and has been approved by the Fair Political Practices Commission on January 6, 2023. This action is being submitted for filing with the Secretary of State and printing only and becomes effective on March 15, 2023, pursuant to Title 2, California Code of Regulations section 18750(d).

OAL filed this amended regulation with the Secretary of State and will publish the regulation in the California Code of Regulations.

Date: February 13, 2023



**Dale Mentink
Assistant Chief Counsel**

**For: Kenneth J. Pogue
Director**

**Original: Amy Tong, Secretary
Copy: Michael Palmisano**

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2022-1108-04	REGULATORY ACTION NUMBER 2023-0118-02	EMERGENCY NUMBER 18
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For use by Office of Administrative Law (OAL) only

OFFICE OF ADMIN. LAW
2023 JAN 18 PM 3:02ENDORSED - FILED
in the office of the Secretary of State
of the State of California

FEB 13 2023

1:55p

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY
Government Operations Agency

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2022, 46-2	PUBLICATION DATE 11/18/2022

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Conflict-of-Interest Code		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) Z-2022-1108-04- om per agency request 2/10/23	
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)			
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT AMEND Section #59780 REPEAL	
TITLE(S) Code Title # 2			
3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input checked="" type="checkbox"/> File & Print <input type="checkbox"/> Other (Specify) _____ <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only			
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)			
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100) <input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> \$100 Changes Without Regulatory Effect <input checked="" type="checkbox"/> Effective other (Specify) 30 days after SOS filing per 2 CCR 18750			
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY <input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) <input checked="" type="checkbox"/> Fair Political Practices Commission <input type="checkbox"/> State Fire Marshal <input type="checkbox"/> Other (Specify) _____			
7. CONTACT PERSON Michael Palmisano		TELEPHONE NUMBER (916) 938-0813	FAX NUMBER (Optional) E-MAIL ADDRESS (Optional) Michael.Palmisano@govops.ca.gov

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE

DATE

1/6/2023

TYPED NAME AND TITLE OF SIGNATORY

Michael Palmisano, Assistant General Counsel

For use by Office of Administrative Law (OAL) only

AUTHORIZED FOR FILING AND PRINTING

FEB 13 2023

Office of Administrative Law

GOVERNMENT OPERATIONS AGENCY

~~CONFLICT-OF-INTEREST CODE~~

CONFLICT-OF-INTEREST CODE

(Rev. 2/2019)

(Rev. 1/2023)

The Political Reform Act (Gov. Code, § 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict-of-interest codes. The Fair Political Practices Commission has adopted a regulation (Cal. Code Regs., tit. 2, § 18730), that contains the terms of a standard ~~conflict-of-interest~~ conflict-of-interest code and may be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act.

Therefore, the terms of California Code of Regulations, title 2, section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference into the conflict-of-interest code for the Government Operations Agency (Agency). This regulation and the attached Appendices designating positions, and establishing disclosure requirements, shall constitute the ~~conflict-of-interest code~~ conflict-of-interest code of the Government Operations Agency.

Individuals holding designated positions shall file their statements with the Government Operations Agency, which will make the statements available for public inspection and reproduction. (Gov. Code, § 81001.) Upon receipt of the statement of the Agency Secretary, the Agency shall make and retain a copy and forward the original to the Fair Political Practices Commission. Statements for all other designated positions will be retained by the Government Operations Agency.

GOVERNMENT OPERATIONS AGENCY

APPENDIX A

Designated Positions Category

Secretary 1

Undersecretary 1

Chief Administrative Officer 1

Chief Equity Officer 1

Chief Privacy Officer 1

~~General Counsel 1~~

Chief Counsel 1

Deputy Secretary 1

Assistant Secretary 1

Senior Advisor 1

Special Advisor 1

~~Director of Performance Improvement 1~~

Attorney 1

Staff Services Manager II 2

Staff Services Manager I 2

Language Access Manager 2

~~Information Security Officer 3~~

Information Officer 3

~~Staff Services Manager (Fiscal/Admin) 2~~

~~Staff Services Manager (Legislation) 2~~

~~Consultants/New Positions*~~

* Consultants/New Positions shall be included in the list of designated positions and shall disclose pursuant to category one subject to the following limitation: The Secretary may

GOVERNMENT OPERATIONS AGENCY

determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements in this category. Such written determination shall include a description of the duties and, based upon that description, a statement of the extent of disclosure requirements. The Secretary's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict-of-interest code.

APPENDIX B

Disclosure Categories

Category 1:

Designated positions in this category shall disclose investments, business positions in business entities and sources of income, (including gifts, loans and travel payments) and real property in the state of California.

Category 2:

Designated positions in this category shall disclose investments, business positions in business entities and income (including gifts, loans and travel payments); from sources that provide leased facilities, goods, equipment, vehicles, products or services, including training or consulting services of the type utilized by the Government Operations Agency.

Category 3:

Designated positions in this category shall disclose investments, business positions in business entities, and income (including gifts, loans, and travel payments); from sources that provide information technology and telecommunications goods or services, including but not limited to, computer hardware or software companies, computer consultant services, training, data processing firms, microfilm, and media services.

This is the last page of the conflict of interest code for the Government Operations Agency .



CERTIFICATION OF FPPC APPROVAL

Pursuant to Government Code Section 87303, the conflict of interest code for the
Government Operations Agency was approved on 1/6/23

Sukhdip Brar Digitally signed by Sukhdip Brar
Date: 2023.01.06 10:08:03 -08'00'

Sukhi K. Brar

Assistant Chief Counsel

Fair Political Practices Commission

Pursuant to Government Code Section 11346.2:

Secretary of State Filing Date:

Effective: